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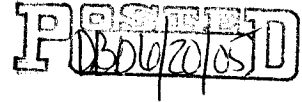
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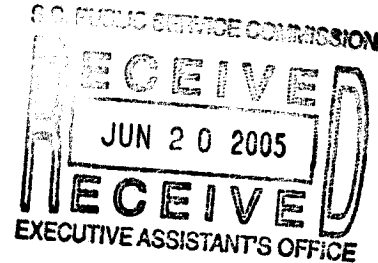


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June 16, 2005

*ALSO ADMITTED IN TX
**ALSO ADMITTED IN VA



The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: Application of Carolina Water Service, Inc. for approval of a contract
with Quattlebaum Properties, LLC for water and sewer service in
Lexington County; Docket No. 2005-147-WS

Dear Mr. Terreni:

Enclosed for filing are the original and ten (10) copies of a Motion for Summary Disposition on behalf of Applicant Carolina Water Service, Inc. in the above-referenced docket. I would appreciate your acknowledging receipt of this document by date-stamping the extra copy of this letter that is enclosed and returning it to me in the enclosed self addressed stamped envelope.

By copy of this letter, I am serving the Office of Regulatory Staff and enclose a certificate to that effect. If you have any questions or need additional information, please do not hesitate to contact me. With best regards, I am,

Sincerely,

WILLOUGHBY & HOEFER, P.A.

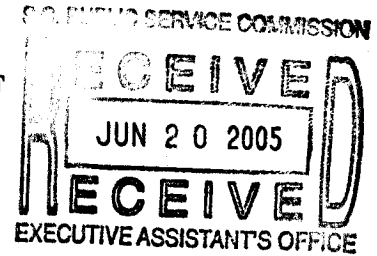
John M.S. Hoefer

JMSH/twb
Enclosure

cc: Florence P. Belser, Esquire

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2005-147-W/S



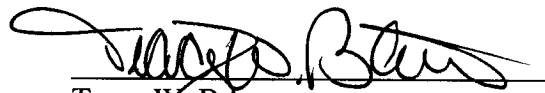
IN RE:

Application of Carolina Water
Service, Inc. for approval of a contract
with Quattlebaum Properties, LLC

CERTIFICATE OF SERVICE

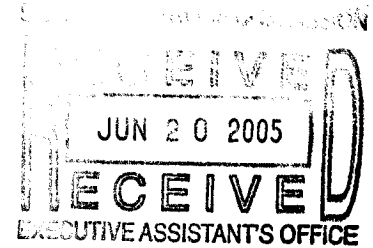
This is to certify that I have caused to be served this day one (1) copy of Carolina Water Service, Inc.'s Motion for Summary Disposition by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

Florence P. Belser, Esquire
Office of Regulatory Staff
Post Office Box 11263
Columbia, South Carolina 29211


Tracy W. Barnes

Columbia, South Carolina
This 16th day of June, 2005.

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-147-W/S



IN RE:)
)
Application of Carolina Water)
Service, Inc. for approval of a contract)
with Quattlebaum Properties, LLC)
_____)

**MOTION FOR
SUMMARY DISPOSITION**

Carolina Water Service, Inc. ("Applicant" or "Utility") hereby moves this Honorable Commission, pursuant to Vol 26 S.C. Code Ann. Regs. R. 103-840 (1976), for a determination that the contract between it and Quattlebaum Properties, L.L.C. ("Developer"), subject of the above-referenced docket, does not require approval under Vol. 26 S.C. Code Ann. Regs. R.R. 103-541 and 103-743 (Supp. 2004) and that the within matter be summarily disposed of in accordance with such determination. In support of this Motion, Applicant would respectfully show as follows:

1. By application dated May 13, 2005, Applicant has filed with the Commission for its consideration an April 14, 2005 agreement for water and sewer service ("Agreement") between it the Developer. See Application Exhibit "A."

2. As noted in the Application:

- (A) the Agreement requires that the Developer construct all of the necessary water and sewer facilities required to connect the proposed development to Utility's I-20 System, acquire all necessary easements and rights-of-way and convey same to Applicant.
- (B) The proposed development is within Applicant's Commission authorized service territory in Lexington County and thus does not require an expansion of service area.

- (C) service to the proposed development is to be provided pursuant to all of the terms, conditions, rates and charges set forth in Applicant's Commission approved rate schedule as may be in effect and on file from time to time.

See Application, ¶¶ 2-5.

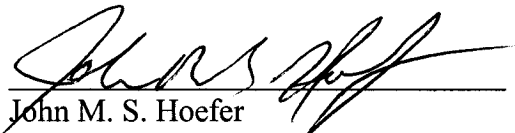
3. The Applicant has asserted that Commission approval of the Agreement is not required because the Applicant is not required thereunder to

- (A) incur capital costs for an expansion of its facilities or acquisition of easements or rights of way,
- (B) discount tap fees or service rates, or
- (C) add capacity to serve the proposed subdivision.

See Application, ¶ 6. Thus, the Agreement does not "impact, pertain to, or effect said utility's fitness, willingness or ability to provide [water or sewer] service." *See* S.C. Code Ann. Regs. RR. § 103-541 and 103-743 (Supp. 2004). *Id.*

4. On the basis of the foregoing, Applicant requests that the Commission issue its order determining that the aforementioned regulations do not apply and that further proceedings in this docket are not required.

WHEREFORE, having fully set forth its Motion, Applicant moves that the Commission (a) determine that approval of the Agreement is not required, (b) summarily dispose of the within matter by an order to that effect and (c) grant Applicant such other and further relief as the Commission may deem just and proper.



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803-252-3300

Attorneys for Applicant

Columbia, South Carolina
This 16th day of June, 2005.